

1 Adopt 2 Cal. Code Regs. section 18438.5 to read:

2 **§ 18438.5. Contributions, Parties Under Government Code Section 84308.**

3 For purposes of Government Code section 84308:

4 (a) A person files an application for, or is the subject of, a proceeding involving a license,  
5 permit, or other entitlement for use if the person is a named applicant in the proceeding, is the  
6 subject of a proceeding, or is a parent or subsidiary of, or is an otherwise related business entity;  
7 (as those relationships are defined in title 2, California Code of Regulations, section 18703.1(d))  
8 of the named applicant or subject of the proceeding. "Subject of a proceeding" includes any  
9 person who is specifically named in the proceeding and who has a financial interest in the  
10 outcome of the proceeding.

11 (b) A person has a financial interest in outcome of a proceeding if it is reasonably  
12 foreseeable that the decision will have a material financial effect, distinguishable from its effect  
13 on the public generally, on the person, a member of his or her immediate family, any of the  
14 economic interests described in Government Code section 87103, or on any business entity that  
15 is a parent or subsidiary of, or is otherwise related to the person, as those relationships are  
16 defined in title 2, California Code of Regulations, section 18703.1(d).

17 (c) Notwithstanding the provisions of regulation 18215.1 and 18205, to determine  
18 whether a contribution of more than \$250 has been made by any party to a proceeding,  
19 contributions made by that party within the preceding 12 months shall be aggregated with those  
20 contributions made by any parent or subsidiary of, or otherwise related business entity, or  
21 controlling owner, (as those terms are defined in title 2, California Code of Regulations, section  
22 18703.1(d)), of the party).

- 1 Note: Authority cited: Section 83112, Government Code.
- 2 Reference: ~~Sections 82015 and~~ Section 84308, Government Code.
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